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13 District Counsel

14 IN THE UNITED STATES BANKRUPTCY COURT  
15 EASTERN DISTRICT OF CALIFORNIA  
16 FRESNO DIVISION

17 In re

18 TULARE LOCAL HEALTHCARE  
DISTRICT, dba TULARE REGIONAL  
19 MEDICAL CENTER,

20 Debtor.

21 Tax ID #: 94-6002897  
Address: 869 N. Cherry Street  
22 Tulare, CA 93274

CASE NO. 17-13797

Chapter 9

DC NO.: WW-20

Date: N/A  
Time: N/A  
Place: 2500 Tulare Street  
Fresno, CA 93721  
Courtroom 13  
Judge: Honorable René Lastreto II

24 APPLICATION FOR EX PARTE ORDER AUTHORIZING FRBP 2004 EXAMINATION  
25 AND PRODUCTION OF DOCUMENTS  
26 (BANK OF THE SIERRA)

27 TO THE HONORABLE RENÉ LASTRETO II, UNITED STATES BANKRUPTCY

28 JUDGE:

1 TULARE LOCAL HEALTHCARE DISTRICT, dba TULARE REGIONAL MEDICAL  
2 CENTER ("TRMC" or "Applicant"), Debtor in the above captioned Chapter 9 bankruptcy  
3 proceeding, hereby files this Application for Ex Parte Order compelling Bank of the  
4 Sierra, to produce certain documents for inspection and copying and, if requested, to  
5 appear for a FRBP 2004 Examination.

6  
7 **Bank of the Sierra**  
8 **90 North Main Street**  
9 **Porterville, CA 93257**

10 Applicant represents as follows:

- 11 1. TRMC filed a voluntary Chapter 9 petition on September 30, 2017.
- 12 2. TRMC has reason to believe that Bank of the Sierra, is in possession of  
13 information needed by TRMC which affects the rights of TRMC as well as the  
14 administration of this bankruptcy estate.
- 15 3. TRMC believes that the information needed bears upon the acts,  
16 conduct, or assets and liabilities of TRMC.
- 17 4. The examination will also relate to the operation of the TRMC's business  
18 and the desirability of its continuance, the source of any money or property acquired or  
19 to be acquired by TRMC for purposes of consummating a plan and the consideration  
20 given or offered therefore, and any other matter relevant to the case or to the formation  
21 of a plan.
- 22 5. Conducting such examination will assist TRMC in protecting its interests  
23 in evaluating any plan that may be advanced and in furthering the administration of this  
24 Chapter 9 proceeding.
- 25 6. By this Application TRMC requests that it be permitted to compel the  
26 production of documentary evidence in the manner provided in FRBP 9016 followed by  
27 an examination, if requested, of Bank of the Sierra.
- 28 7. By the requested Order Applicant will proceed to have issued a  
Subpoena for Rule 2004 Examination with Production of Documents to be followed by

1 the examination of the witness, if documents are requested, no earlier than 10 days  
2 after the date of issuance of the examination order or subpoena, whichever is later.

3 WHEREFORE, Applicant prays as follows:

4 A. The Court enter Order pursuant to FRBP 2004 authorizing the examination  
5 of Bank of the Sierra;

6 B. The Court enter an Order pursuant to FRBP 2004 authorizing the issuance  
7 of a Subpoena for Rule 2004 Examination with Production of Documents; and

8 C. For such other and further relief as is just and proper.

9 Dated: December 18, 2017

WALTER WILHELM LAW GROUP,  
a Professional Corporation

11 By: Riley C. Walter  
12 Riley C. Walter, Attorneys for Debtor,  
13 Tulare Local Healthcare District, dba  
14 Tulare Regional Medical Center  
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